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⇒ Please forward any reply to this communication directly to our Silicon Valley office for docketing purposes. The mailing address and physical address for courier packages is 301 Ravenswood Avenue, Menlo Park, CA 94025, the Silicon Valley fax number is 650.463.8380 and e-mail at svdocket@howrey.com.

DATE: January 6, 2003**FILE:** 11355.0153.00US00**TO:** Mr. D. Walker, Esq.**COMPANY:** U.S. PATENT AND TRADEMARK OFFICE, LAW OFFICE 116**FAX NO.:** 703-308-9333**FROM:** Olga Rapoport, Trademark Paralegal
(TK #4038)**SENDER'S
PHONE:** 650.463.8173**RE:** Status of the *INTELLAGENT* trademark**RETURN
ORIGINAL
TO:** Olga Rapoport**FLOOR:** Second**NO. OF PAGES TO FOLLOW: 4****ORIGINAL: WILL NOT FOLLOW**

Dear Mr. Walker:

It was a pleasure talking to you this afternoon. Per our telephone conversation attached please find the Express Abandonment document for the mark *INTELLAGENT*, application number 75/819,727 in the name of Personix Software, Inc.

The applicant submitted the Express Abandonment of the mark on July 29, 2002, and said document was received by the USPTO on July 31, 2002. It appears that the express abandonment papers were misplaced, which resulted in issuance of the Notice of Publication.

We would greatly appreciate it if the records could be updated to reflect the abandonment of the mark.

If you require any additional information from us to correct the status of the above-referenced application, please do not hesitate to contact me at (650) 463-8173.

Thank you for your assistance in this matter.

Olga Rapoport

CONFIDENTIALITY NOTE

The documents accompanying this facsimile transmission contain information from the law firm of Howrey Simon Arnold & White, LLP which may be confidential and/or privileged. The information is intended to be for the use of the individual or entity named on this transmission sheet. If you are not the intended recipient, be aware that any disclosure, copying, distribution or use of the contents of this faxed information is prohibited. If you have received this facsimile in error, please notify us by telephone immediately so that we can arrange for the retrieval of the original documents at no cost to you.

TRADEMARK
Attorney Docket No. S0686-0001**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Personic Software, Inc. (now Xperius, Inc.)

Serial No.: 75/819,727

Filed: October 5, 1999

For: INTELLAGENT

Class: 9

Law Office: 116

EXPRESS ABANDONMENT OF TRADEMARK APPLICATION

Box: NO FEE

Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513

Dear Sir:

Pursuant to 37 C.F.R. Section 2.68, Applicant, Personic Software, Inc. (now Xperius, Inc.), hereby expressly abandons the trademark application for "INTELLAGENT", serial number 75/819,727, without prejudice. Enclosed is a Revocation of Prior Power of Attorney and New Power of Attorney that gives the below-named attorney power to prosecute the subject application. Also enclosed is a return receipt postcard. No fee is believed to be required with this correspondence. However, if there is a fee required, the Commissioner is hereby authorized to charge payment of any associated fees to Deposit Account No. 500977.

Respectfully submitted,

Date: July 29, 2002By: Karin E. Peterka

Karin E. Peterka

Buchalter, Nemer, Fields & Younger

601 S. Figueroa, Suite 2400, Los Angeles, CA 90017

EL873278260US

"EXPRESS MAIL" mailing label

I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to: ATTN: Box NO FEE, Assistant Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513.

Date of Deposit: July 29, 2002.

Simon L. Jones
SignatureTERESA L. GOSZ
Typed or Printed Name of Person Mailing Paper or Fee

TRADEMARK
Attorney Docket No. S0686-0001

IN THE UNITED STATE PATENT AND TRADEMARK OFFICE

In re Application of: Personix Software, Inc. (now Xperius, Inc.)	Law Office No.: 116
Serial No.: 75/819,727 Filed: October 5, 1999 Mark: INTELLAGENT	

Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, Virginia 22202-3513

REVOCATION OF PRIOR POWER OF ATTORNEY AND NEW POWER OF ATTORNEY

Sir:

As an authorized agent of Applicant Xperius, Inc. (formerly Personix Software, Inc.), 550 California Street, Sacramento Street Tower, 4th Floor, San Francisco, California 94104 (formerly 1000 Marina Boulevard, 5th Floor, Brisbane, California), the owner of the above-identified trademark application, the undersigned hereby revokes all prior powers of attorney to prosecute the above-identified trademark application and to transact all business in the United States Patent and Trademark Office connected with this application previously given to the following attorney: Jessamyn Elliott-Brownell, 650 Town Center Drive, Suite 2000, Costa Mesa, California 92626-1735.

In the above-identified trademark application, the undersigned hereby appoints Karin Peterka, Esq., of the law firm of Buchalter, Nemer, Fields & Younger, located at 601 South Figueroa Street, Suite 2400, Los Angeles, California 90017-5704, with power of attorney to inspect and copy the record of the above-identified trademark application and to make all corrections and additions thereto, and to prosecute the above-identified application and transact all business in the Patent and Trademark Office connected with this application.

Please send all future correspondence and communications to the following:

Karin E. Peterka, Esq.
Buchalter, Nemer, Fields & Younger
601 South Figueroa Street, Suite 2400
Los Angeles, California 90017-5704

Respectfully submitted,

Xperius, Inc. (formerly Personix Software, Inc.)

Date: 2/15/02

Signature: [Handwritten Signature]

Print Name: JOAN M VARRONE

Title: CEO

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Page 1 of 1



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Delivery Status

You entered EL87 3278 260U S

Your item was delivered at 11:16 am on July 31, 2002 in ARLINGTON, VA 22202 to US PATENT 2900. The item was signed for by D BARFIELD.

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- ENROUTE, July 30, 2002, 3:03 pm, DULLES, VA 20102
- ENROUTE, July 29, 2002, 5:52 pm, ZIP Code 90109
- ACCEPTANCE, July 29, 2002, 4:13 pm, LOS ANGELES, CA 90017

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